

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
CIVIL CASE NO. 1:08cv546**

WILLIAM W. DIMSDALE, JR.,)	
)	
Plaintiff,)	
)	
vs.)	
)	
MICHAEL J. ASTRUE,)	
Commissioner of Social Security,)	
)	
Defendant.)	
)	
)	
<hr style="width:50%; margin-left:0;"/>)	

J U D G M E N T

For the reasons set forth in the Memorandum and Order filed herewith,

IT IS, THEREFORE, ORDERED that the Plaintiff's Motion for Summary Judgment [Doc. 11] is **GRANTED** and the Defendant's Motion for Judgment on the Pleadings [Doc. 12] is **DENIED**.

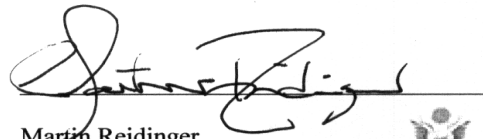
Pursuant to the power of this Court to enter a judgment affirming, modifying or reversing the decision of the Commissioner under Sentence Four of 42 U.S.C. § 405(g), the decision of the Commissioner is **REVERSED**, and this case is hereby **REMANDED** to the Commissioner for further administrative action consistent herewith and with the accompanying

Memorandum of Decision and Order.

IT IS FURTHER ORDERED that the Clerk issue a copy of this Judgment and its accompanying Memorandum of Decision and Order to Plaintiff's last counsel of record, George C. Piemonte.

IT IS SO ORDERED.

Signed: March 25, 2010

A handwritten signature in black ink, appearing to read "Martin Reidinger", is written over a horizontal line.

Martin Reidinger
United States District Judge

